

**641—154.46(124E) Dispensing.**

**154.46(1)** *Access to all forms of product.* A dispensary shall provide access to all medical cannabidiol forms produced by each licensed manufacturer.

**154.46(2)** *Dispensing to a patient.*

a. Prior to dispensing any medical cannabidiol to a patient, a dispensary shall do all of the following:

- (1) Verify the patient's identity using a valid photo ID. Acceptable photo identification includes:
  1. A valid Iowa driver's license,
  2. A valid Iowa nonoperator's identification card,
  3. A U.S. passport,
  4. A U.S. military ID or veteran ID,
  5. A tribal ID card/document;
- (2) Verify that the patient is registered and listed in the secure sales and inventory tracking system and has a valid medical registration card;
- (3) Check the secure sales and inventory tracking system for the patient's total tetrahydrocannabinol 90-day purchase cap and the amount of total tetrahydrocannabinol that the patient and the patient's primary caregiver(s) have purchased on behalf of the patient in the past 90 days to ensure that the amount of total tetrahydrocannabinol sold by the dispensary to the patient does not exceed the patient's cap;
- (4) Assign a tracking number to any medical cannabidiol that is to be dispensed to the patient;
- (5) Issue a label that contains the following information:
  1. The medical cannabidiol tracking number; and
  2. The patient registration number;
- (6) Ensure the following information, which may be printed on a secondary label or package insert, is issued with dispensed medical cannabidiol:
  1. The date and time the medical cannabidiol is dispensed;
  2. The name and address of the dispensary;
  3. Any specific instructions for use based upon manufacturer guidelines or department rules.Text shall not include any false, misleading, or unsubstantiated statements regarding health or physical benefits to the patient.

b. The dispensary shall record the patient name, the amount dispensed, the price, the medical cannabidiol tracking number, the time and date, and other information required by the department in the secure sales and inventory tracking system within one business day.

**154.46(3)** *Dispensing to a primary caregiver.*

a. Prior to dispensing any medical cannabidiol to a primary caregiver, a dispensary shall do all of the following:

- (1) Verify the primary caregiver's identity using a valid photo ID. Acceptable photo identification includes:
  1. A valid Iowa driver's license,
  2. A valid Iowa nonoperator's identification card,
  3. A U.S. passport,
  4. A U.S. military ID or veteran ID,
  5. A tribal ID card/document;
- (2) Verify that the patient and the primary caregiver are registered and listed in the secure sales and inventory tracking system and have valid medical registration cards;
- (3) Check the secure sales and inventory tracking system for the associated patient's total tetrahydrocannabinol 90-day purchase cap and the amount of total tetrahydrocannabinol that the patient and patient's primary caregiver(s) have purchased on behalf of the patient in the past 90 days to ensure that the amount of total tetrahydrocannabinol sold by the dispensary to the primary caregiver does not exceed the patient's cap;
- (4) Assign a medical cannabidiol tracking number to any medical cannabidiol that is to be dispensed to the primary caregiver;

- (5) Issue a label that contains the following information:
  1. The medical cannabidiol tracking number; and
  2. The patient registration number;
- (6) Ensure the following information, which may be printed on a secondary label or package insert, is issued with dispensed medical cannabidiol:
  1. The date and time the medical cannabidiol is dispensed;
  2. The name and address of the dispensary;
  3. Any specific instructions for use based upon manufacturer guidelines or department rules.Text shall not include any false, misleading, or unsubstantiated statements regarding health or physical benefits to the patient.
  - b.* The dispensary shall record the names of the patient and primary caregiver, the amount dispensed, the price, the medical cannabidiol tracking number, the time and date, and other information required by the department in the secure sales and inventory tracking system within one business day.[ARC 3606C, IAB 1/31/18, effective 3/7/18; ARC 4489C, IAB 6/5/19, effective 7/10/19; ARC 5200C, IAB 10/7/20, effective 11/11/20]